

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

FILED

2017 NOV -1 PM 4:30

CLERK US DISTRICT COURT
WESTERN DISTRICT OF TEXAS
S. W. J.
BY
RECEIVED

WHOLE WOMAN'S HEALTH, §
PLANNED PARENTHOOD CENTER §
FOR CHOICE, PLANNED §
PARENTHOOD OF GREATER TEXAS §
SURGICAL HEALTH SERVICES, §
PLANNED PARENTHOOD SOUTH §
TEXAS SURGICAL CENTER, ALAMO §
CITY SURGERY CENTER PLLC, D/B/A §
ALAMO WOMEN'S REPRODUCTIVE §
SERVICES, SOUTHWESTERN §
WOMEN'S SURGERY CENTER, NOVA §
HEALTH SYSTEMS, INC. D/B/A §
REPRODUCTIVE SERVICES, EACH §
ON BEHALF OF ITSELF, ITS STAFF, §
PHYSICIANS, AND PATIENTS, ROBIN §
WALLACE, M.D., BHAVIK KUMAR, §
M.D., M.P.H., ALAN BRAID, M.D., §
EACH ON THEIR OWN BEHALF AND §
ON THEIR PATIENTS' BEHALF, §
PLAINTIFFS, §
§
V. §
§

CAUSE NO. A-17-CV-690-LY

KEN PAXTON, ATTORNEY GENERAL §
OF TEXAS, IN HIS OFFICIAL §
CAPACITY, AND MARGARET §
MOORE, DISTRICT ATTORNEY FOR §
TRAVIS COUNTY, NICHOLAS §
LAHOOD, CRIMINAL DISTRICT §
ATTORNEY FOR BEXAR COUNTY, §
JAIME ESPARZA, DISTRICT §
ATTORNEY FOR EL PASO COUNTY, §
FAITH JOHNSON, DISTRICT §
ATTORNEY FOR DALLAS COUNTY, §
SHAREN WILSON, CRIMINAL §
DISTRICT ATTORNEY TARRANT §
COUNTY, RICARDO RODRIGUEZ, JR., §
CRIMINAL DISTRICT ATTORNEY §
FOR HIDALGO COUNTY, ABELINO §
REYNA, CRIMINAL DISTRICT §
ATTORNEY FOR MCLENNAN §
§

COUNTY, AND KIM OGG, CRIMINAL §
DISTRICT ATTORNEY FOR HARRIS §
COUNTY, EACH IN THEIR OFFICIAL §
CAPACITY, §
DEFENDANTS. §
§

ORDER

Before the court is the above-styled and numbered action. On this day the court held a Final Pretrial Conference at which all parties were represented by counsel. Pending in the action are the following discovery motions: (1) Defendant Attorney General Ken Paxton's Motion to Compel Discovery Responses filed August 28, 2017 (Clerk's Document No. 57); (2) Plaintiffs' Motion for Order Preserving Confidential Status filed September 19, 2017 (Clerk's Document No. 84); (3) Plaintiffs' Motion for Order Preserving Confidential Status filed October 2, 2017 (Clerk's Document No. 119); and (4) Plaintiffs' Motion to Filed Sealed Documents filed October 2, 2017 (Clerk's Document No. 120). Having reviewed the motions, responses and replies, and having considered the case file, the arguments of counsel at the Final Pretrial Conference, and the applicable law the court renders the following:

IT IS ORDERED that as the parties represented to the court at the Final Pretrial Conference that no disputes remain regarding Defendant Attorney General Ken Paxton's Motion to Compel Discovery Responses filed August 28, 2017 (Clerk's Document No. 57), it is **DISMISSED**.

IT IS FURTHER ORDERED that Plaintiffs' Motion for Order Preserving Confidential Status filed September 19, 2017 (Clerk's Document No. 84) is **GRANTED IN PART** as to the extent that physicians who are neither parties to the action nor appear on either side's witness list. In all other respects, the motion is **DENIED**.

IT IS FURTHER ORDERED that Plaintiffs' Motion for Order Preserving Confidential Status filed October 2, 2017 (Clerk's Document No. 119) is **GRANTED IN PART** as to Defendants' Proposed Exhibit 36 only. In all other respects, the motion is **DENIED**.

IT IS FURTHER ORDERED that Plaintiffs' Motion to Filed Sealed Documents filed October 2, 2017 (Clerk's Document No. 120) is **GRANTED**.

SIGNED this 14 day of November, 2017.



LEE YEAKEL
UNITED STATES DISTRICT JUDGE